



**Fw: Photos of WGS**  
**Stephen Tyahla** to: David Wampler  
Cc: Ellen Blake, Steve Armann

03/02/2011 02:31 PM

David,

Provided for your information:

Below e-mail from Joe Whelan provides attached letter to HDOH regarding request to discharge stormwater from existing sedimentation basin. I'm forwarding his e-mail since it includes embedded photos taken 1 March (and I can't figure out how to detach them from his e-mail). I thought the sed basin photo would be worth seeing. As they've been receiving rain via the newly effective western diversion structure, they've been maintaining about 2-4 feet of freeboard in the sed basin by pumping water to WWTP (trucking off site)--as described in their daily reports.

Anyway, I've read their letter and...it's interesting, but I won't kibitz.

Just to be sure, I re-reviewed the Work scope in our AOC and confirmed that it is silent on any specifics regarding when it's ok to discharge from the sed basin. We just say fix it and don't discharge any liquids unless in compliance with applicable permits. Salient verbatim paragraphs of the AOC are as follows:

Regarding liquid discharges:

"19.c. Respondent shall ensure the termination of discharges of liquid originated from cell #E6 to the Pacific Ocean, except as in compliance with any applicable permit."

Regarding Sedimentation Basin:

"19.h. Within seven (7) days of the Effective Date, Respondent shall provide to EPA and DOH a Work Plan and schedule to restore the sediment basin system to its intended capacity and function. This shall include removal of the sediment collected in the basin(s) and the proposed disposal location for the collected sediments."

Today I'll finally get around to reviewing and ensuring his resubmittals of the 1 Feb deliverables that they provided last Friday are ok; if so, I'll notify him via e-mail.

Cheers,

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----- Forwarded by Stephen Tyahla/R9/USEPA/US on 03/02/2011 02:10 PM -----

From: "Whelan, Joseph" <JWhelan1@wm.com>  
To: Stephen Tyahla/R9/USEPA/US@EPA  
Date: 03/02/2011 01:28 PM  
Subject: Photos of WGS�

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Hi Steve.

Please find attached photos taken yesterday at the WGS� related to the construction status of the storm water diversion structure and the sedimentation basin. A copy of the letter to DOH requesting approval to begin active discharging from the sedimentation basin is attached. Also, this email is intended to confirm our phone conversation yesterday, where in you concurred that EPA is not required to provide any further approvals of our CQA reports documenting liner repairs to the Cell E6 area of the site. As we discussed, we received the DOH "no objection" letter yesterday that allows us to resume operations in the southwestern portion of this cell. Thank you for your continued assistance in these matters.

Best regards,

Joe

































*Joe Whelan*

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